

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

TRITON IP, LLC,

v.

SAGE GROUP, PLC, et al.

6:07-cv-00067-LED

JURY

PLAINTIFF’S REPLY TO COUNTERCLAIMS OF ONYX SOFTWARE

Plaintiff Triton IP, LLC (“Triton”) replies to the counterclaims of Defendant Onyx Software Corp. (“Onyx”) as follows:

1. Admitted
2. Admitted.
3. Admitted as to jurisdiction. Denied as to merits of counterclaims.
4. Admitted as to appropriateness of venue. Denied as to merits of counterclaims.
5. Admitted.
6. Admitted that a legal case or controversy exists. Admitted that Triton claims infringement and Onyx purports to deny it. Otherwise denied.
7. Denied.
8. Admitted this is an exceptional case entitling Triton to recover its attorney’s fees.
Denied this is an exceptional case entitling Onyx to recover its attorney’s fees.
9. Admitted that a legal case or controversy exists. Admitted that Triton claims infringement and Onyx purports to deny it. Otherwise denied.
10. Denied.
11. Admitted this is an exceptional case entitling Triton to recover its attorney’s fees.
Denied this is an exceptional case entitling Onyx to recover its attorney’s fees.

12. To the extent necessary, Triton denies that Onyx is entitled to the relief requested in its prayer for relief. In addition, to the extent necessary, Triton denies any allegation in the counterclaims not specifically admitted above, and Triton re-alleges infringement, validity and damages, and denies any allegations in the counterclaim adverse to same.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff Triton IP, LLC respectfully requests that this Court enter judgment denying and dismissing Onyx's counterclaims, and that the Court enter judgment in favor of Triton as requested in Triton's amended complaint, as amended or supplemented.

Date: July 12, 2007

Respectfully submitted,

TRITON IP, LLC

/s/ John J. Edmonds

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Counsel for Plaintiff
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CERTIFICATE OF SERVICE

On this date a copy of the foregoing is being filed electronically and thus served upon all counsel of record pursuant to Local Rule CV-5.

Date: June 21, 2007

/s/ John J. Edmonds
John J. Edmonds